

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress <sup>1</sup>**

[Date approved: November 7, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2138 (Mr. Marion Berry of Arkansas)

**Proponent name, location:** Bayer CropScience  
St. Louis, MO

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Mixtures of methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1*H*-1,2,4-triazol-1-yl) carboxamidosulfonylbenzoate, sodium salt (Propoxycarbazone-sodium) (CAS No. 181274-15-7), 2-[(4,6-dimethoxypyrimidin-2-ylcarbamoyl)sulfamoyl]- $\alpha$ -(methanesulfonamido)-*p*-toluic acid, methyl ester (Mesosulfuron-methyl) (CAS No. 208465-21-8), and application adjuvants (provided for in subheading 3808.30.15)

**Check one:** ☐ Same as that in bill as introduced  
☒ Different from that in bill as introduced (see Technical comments section)


**Product information, including uses/applications and source(s) of imports:**

The mixture consists of certain synthetic organic chemicals used in the formulation of a herbicide for spring wheat. This product has not yet been registered. Part of the formulation is imported from Germany while the other element is produced domestically by Bayer CropScience.

<sup>1</sup> Industry analyst preparing report: Richard Qualters (202-205-2334); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm)

**Estimated effect on customs revenue:**

| <b>HTS subheading: <u>3808.30.15</u></b>  |             |             |             |             |             |
|---|-------------|-------------|-------------|-------------|-------------|
|  | 2005        | 2006        | 2007        | 2008        | 2009        |
| Col. 1-General rate of duty   | 6.5%        | 6.5%        | 6.5%        | 6.5%        | 6.5%        |
| Estimated value <i>dutiable</i> imports   | \$2,126,250 | \$2,126,250 | \$2,126,250 | \$2,126,250 | \$2,126,250 |
| Customs revenue loss  | \$138,206   | \$138,206   | \$138,206   | \$138,206   | \$138,206   |

Source of estimated dutiable import data: Industry estimates.

**Contacts with domestic firms/organizations (including the proponent):**

| Name of firm/organization  | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|----------------|---|----------------------|-------------------|
|  |                | (Yes/No)  |                      |                   |
| Bayer CropScience (Proponent)<br>Will Hensley, Fax: 202-628-6662 | 7/21/2005      | No  | No                   | No                |
| AtoFina Cerex<br>Charles Kitchin, Fax: 703-527-2092              | 7/21/2005      | No  | No                   | No                |
| Aventis<br>Jean Reimers, Fax: 202-628-6622                       | 7/21/2005      | No  | No                   | No                |
| BASF Corporation<br>Greg Theis, Fax: 202-558-5101                | 7/21/2005      | No  | No                   | No                |
| Crop Life America<br>Lawrence Norton, Fax: 202-463-0474          | 7/21/2005      | No  | No                   | No                |
| Dow Agro Science<br>Margaret Rogers, Fax: 202-429-3467           | 7/21/2005      | No  | No                   | No                |
| E.I. duPont<br>Elaine Olsen, Fax: 302-992-2263                   | 7/21/2005      | No  | No                   | No                |
| FMC Corporation<br>Jerry Prout, Fax: 202-956-5235                | 7/21/2005      | No  | No                   | No                |

|  |           |    |    |    |
|--|-----------|----|----|----|
| Griffin Corp.<br>James Whatley, Fax: 800-248-5154    | 7/21/2005 | No | No | No |
| Monsanto Corp.<br>Michael Parrish, Fax: 202-789-1867 | 7/21/2005 | No | No | No |
| Syngenta<br>Mike Blythe, Fax: 336-632-6084           | 7/21/2005 | No | No | No |
| Valent USA<br>Robin Demouth, Fax: 925-256-2776       | 7/21/2005 | No | No | No |

**Technical comments:**<sup>3</sup>

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to reflect the correct chemical names and CAS numbers.

---

<sup>3</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS  
1ST SESSION

# H. R. 2138

To suspend temporarily the duty on Mixtures of methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl)carboxamidosulfonylbenzoate; sodium (4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl carbonyl) (2-methoxy carbonylphenylsulfonyl) azanide (Propoxycarbazone), methyl 4-iodo-2-[3-(4-methoxy-6-methyl-1,3,5-triazin-2-yl) ureidosulfonyl]benzoate, sodium salt (Mesosulfuron-methyl), and application adjuvants.

---

## IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2005

Mr. BERRY introduced the following bill; which was referred to the Committee on Ways and Means

---

## A BILL

To suspend temporarily the duty on Mixtures of methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl)carboxamidosulfonylbenzoate; sodium (4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl carbonyl) (2-methoxy carbonylphenylsulfonyl) azanide (Propoxycarbazone), methyl 4-iodo-2-[3-(4-methoxy-6-methyl-1,3,5-triazin-2-yl) ureidosulfonyl]benzoate, sodium salt (Mesosulfuron-methyl), and application adjuvants.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. MIXTURES OF METHYL 2-(4,5-DIHYDRO-4-METH-**  
2 **YL-5-OXO-3-PROPOXY-1*H*-1,2,4-TRIAZOL-1-**  
3 **YL)CARBOXAMIDOSULFONYLBENZOATE; SO-**  
4 **DIUM (4,5-DIHYDRO-4-METHYL-5-OXO-3-**  
5 **PROPOXY-1*H*-1,2,4-TRIAZOL-1-YLCARBONYL) (2-**  
6 **METHOXY CARBONYLPHENYLSULFONYL)**  
7 **AZANIDE (PROPOXYCARBAZONE), METHYL 4-**  
8 **iodo-2-[3-(4-METHOXY-6-METHYL-1,3,5-**  
9 **TRIAZIN-2-YL) UREIDOSULFONYL]BENZOATE,**  
10 **SODIUM SALT (MESOSULFURON-METHYL),**  
11 **AND APPLICATION ADJUVANTS.**

12 (a) IN GENERAL.—Subchapter II of chapter 99 of  
13 the Harmonized Tariff Schedule of the United States is  
14 amended by inserting in numerical sequence the following  
15 new heading:

|   |            |   |      |           |           |                         |    |
|---|------------|---|------|-----------|-----------|-------------------------|----|
| “ | 9902.06.77 | Mixtures of methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1 <i>H</i> -1,2,4-triazol-1-yl) carboxamidosulfonylbenzoate; sodium (4,5-dihydro-4-methyl-5-oxo-3-propoxy-1 <i>H</i> -1,2,4-triazol-1-ylcarbonyl) (2-methoxycarbonylphenylsulfonyl) azanide (Propoxycarbazone) (CAS No. 181274–15–7), methyl 4-iodo-2-[3-(4-methoxy-6-methyl-1,3,5-triazin-2-yl) ureidosulfonyl]benzoate, sodium salt (Mesosulfuron-methyl) (CAS No. 144550–36–7), and application adjuvants (provided for in subheading 3808.30.15) ..... | Free | No change | No change | On or before 12/31/2008 | ”. |
|---|------------|---|------|-----------|-----------|-------------------------|----|

16 (b) EFFECTIVE DATE.—The amendment made by  
17 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

